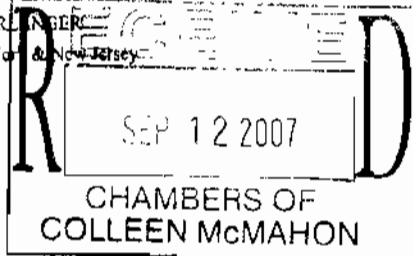


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September 12, 2007

BY FAX

Hon. Colleen McMahon
United States District Judge
U.S. District Court for the
Southern District of New York
500 Pearl Street
New York, New York 10007

MEMO ENDORSED

Re: Alhovsky v. Ryan
07 Civ. 7628(CM)(DFE)

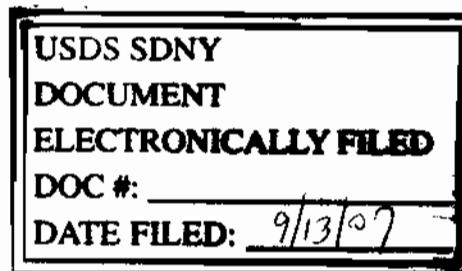
Dear Judge McMahon:

I present plaintiff Alexander Alhovsky in the above-referenced case. We just served the request for Waiver of Summons on all defendants by express mail two days ago; I expect that all six defendants will be represented by the Corporation Counsel of the City of New York. Today, we received a copy of the Court's Scheduling and Initial Pretrial Conference for October 10, 2007 at 1130. While I would like to move plaintiff's case expeditiously, under the circumstances, I respectfully submit that an October 10 conference date is premature. Perhaps a date in early November would be more appropriate.

Plaintiff respectfully requests that the Court either "so order" this letter with a new pretrial conference date or provide an amended scheduling order.

Respectfully submitted,

Robert K. Erlanger
Robert K. Erlanger



Resubmitted for
November 2, 2007 @ 10:00 am
Colleen McMahon
9/13/07

FAX TRANSMISSION

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To: Hon. Colleen McMahon, U.S.D.J.
Fax: (212) 805-6326

Date: September 12, 2007

From: Robert K. Erlanger

Pages (including this page): 2

Subject: *Alhovsky v. Ryan*, 07 Civ. 7628 (CM)

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